

REMARKS

Claims 1-11 and 13-16 are pending in the present application for the Examiner's review and consideration. Claim 12 has been cancelled. Claims 10, 11 and 13 have been amended.

Please note that references to the specification correspond to the publication of the present application – U.S. Publication No. 2006/0267371.

Claim 10 has been amended to incorporate the subject matter of cancelled claim 12. Claim 11 has been amended to recite "providing the trunk with the trunk lid articulated on the vehicle structure and inserting the modular roof assembly between the trunk lid and the windshield frame, while said roof rigid parts are in the folded position." This amendment finds support in at least paragraphs [0034] and [0040] of the specification. Claim 13 has been amended to depend from claim 10 instead of cancelled claim 12. Thus, no new subject matter has been added by the amendments and the amendments should be entered.

Paragraphs [0034] and [0040] have been amended to correct a clerical error. "Trunk 70" has been amended to read "trunk lid 70." It is clear from the drawings and specification that element 70 refers to the trunk lid and not the trunk. For example, with reference to Figure 6 and paragraph [0034], clearly, it is the trunk lid that tilts forward when it opens and not the trunk.

Paragraph [0056] of the specification has been amended to delete reference numerals 37 and 39 which were included in error. Further, in order to maintain consistency with the specification, Figure 6 in the attached replacement sheet of drawings has also been amended to delete reference numeral 39.

The drawings are objected to because they do not include reference numerals 35 and 36 which are mentioned in the description. Figure 6 in the attached replacement sheet of drawings has been amended to add reference numerals 35 and 36. Also, the drawings are objected to because they include reference numerals 15, 17, 46, 47 and 51 which are not mentioned in the description. Figure 5 in the attached replacement sheet of drawings has been amended to delete reference numeral 15, 17, 46, 47 and 51.

Claims 1-9 and 16 are allowed. Applicant thanks the Examiner for recognizing the allowable subject matter.

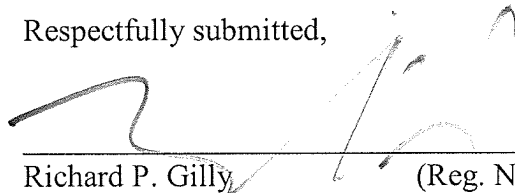
Claims 10-11 are rejected under 25 U.S.C. 102(b) as being anticipated by U.S. Patent 6,217,104 (Neubrand). The rejection of claims 10 and 11 have been rendered moot by the amendment to claim 10, which now incorporates the allowable subject matter of dependent claim 12. Claim 11 depends from claim 10. Thus, Applicant respectfully submits that claims 10 and 11 are allowable.

Claims 12-15 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form. Claim 12 has been cancelled and rewritten in independent form by incorporating its subject matter into claim 10. Thus, Applicant respectfully submits that claim 10 is allowable. Further, as claims 11 and 13-15 depend from claim 10, Applicant respectfully submits that they are likewise allowable.

In view of the above, the entire application is believed to be in condition for allowance, early notice of which would be appreciated. Should the Examiner not agree, then a personal or telephonic interview is respectfully requested to discuss any remaining issues and expedite the eventual allowance of this application.

July 6, 2005
Date

Respectfully submitted,


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